

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

RICHARD P. WELLS, et al.,

No. C 05-01229 CRB

Plaintiff,

**ORDER TO APPEAR FOR FURTHER  
CMC**

v.

CALIFORNIA PHYSICIANS' SERVICE,  
dba BLUE SHIELD OF CALIFORNIA,

Defendant.

This case has been pending for well over two years. The Court previously dismissed all of plaintiffs' ERISA claims, except their claim for injunctive relief. By Memorandum and Order filed March 26, 2007, the Court denied defendant's motion for summary judgment on standing grounds. The parties are directed to appear for a further Case Management Conference at 8:30 a.m. on Friday, November 30, 2007. Counsel shall appear in person. Failure to appear may result in sanctions, including dismissal of the action pursuant to Federal Rule of Civil Procedure 41(b).

**IT IS SO ORDERED.**

Dated: October 19, 2007

  
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CHARLES R. BREYER  
UNITED STATES DISTRICT JUDGE

**United States District Court**  
For the Northern District of California

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